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PATENT

Docket No. GC761-6
SN# 10/626,125

FAX COVER SHEET

☐ Urgent
☐ Confidential
☐ Action Required
☐ Reply Requested
☐ For Your Info.

TO: Art Unit 1651

LOCATION: USPTO

Fax No.: (571)273-8300 (Central Facsimile No.)

FROM: Aida Martin for Janet Kaiser Castaneda

LOCATION: GENENCOR INTERNATIONAL, INC.
Legal Department
925 Page Mill Road
Palo Alto, CA 94304-1013
Tel: 650-846-4068
Fax: 650-845-6504

DATE: May 30, 2006

NUMBER OF PAGES TO FOLLOW: 4 **SENT BY:** am

Re: Serial No. 10/626,125, Attorney Docket No. GC761-6

Attachments: Transmittal (1 page) in duplicate, Response to Office Action (2 pages).

The original of this facsimile will be sent to you via:

☐ Regular Mail ☐ Overnight Mail ☐ Hand Delivery ☒ Will Not Be Sent

☒ Please initial acknowledgment of receipt by return facsimile _____

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CERTIFICATION BY FACSIMILE

I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1651, Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 to facsimile no. (571) 273-8300 on the date indicated below.

Date: May 30, 2006By: 

Aida Martin

Docket No. GC761-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Becker et al.

Group Art Unit: 1651

Serial No. 10/626,125

Examiner: Susan Hanley

Filed: 07/23/2003

For: Reduced Aerosol Generating
Formulations**TRANSMITTAL LETTER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

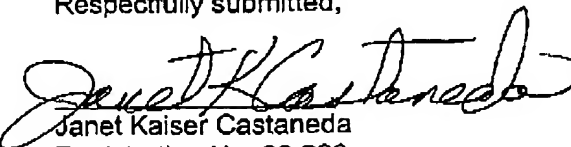
Sir:

In response to the Office Action dated March 29, 2006, enclosed please find a response with attachments, dated May 30, 2006.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 07-1048 (Docket No. GC761-6). A duplicate of this paper is enclosed.

Respectfully submitted,

Date: May 30, 2006


Janet Kaiser Castaneda
Registration No. 33,228

Genencor International, Inc.
925 Page Mill Road
Palo Alto, CA 94304-1013
Tel: 650-846-7500
Fax: 650-845-6504

GC761-6 T-ROA

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Date: May 30, 2006By: 

Linda Martin

Docket No. GC761-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Becker et al.

Group Art Unit: 1651

Serial No. 10/626,125

Examiner: Susan Hanley

Filed: 07/23/2003

For: Reduced Aerosol Generating
Formulations**TRANSMITTAL LETTER**

Commissioner for Patents
P.O. Box 1450
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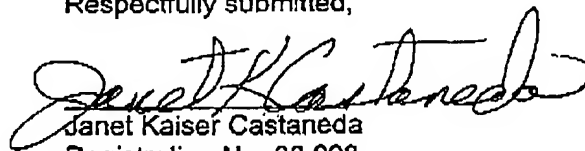
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Date: May 30, 2006


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Date: May 30, 2006By: 

Aida Martin

Docket No. GC761-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Becker et al.

Serial No. 10/626,125

Filed: 07/23/2003

For: Reduced Aerosol Generating
Formulations

Group Art Unit: 1651

Examiner: Susan Hanley

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's requirement that a single elected species of high molecular weight polymer be elected, Applicants hereby elect, with traverse, the polyethylene oxide polymers, included in claims 1-3; 5-28; 30-36.

In response to the Examiner's requirement that a single elected species of enzyme be elected, Applicants hereby elect, with traverse, the protease enzymes, included in claims 1-36.

The restriction to a single species of polymer is traversed under MPEP 806.05(j), 806.04(b) and 806.04(f); because, among other things, the polymers are capable of being used together (see page 9, I 20 of the specification), the polymers are connected in operation or effect under the disclosure; and the claims recited limitations in effect that are disclosed for multiple species. The claims are not limited to the polymers themselves, but to the effect of the polymers in reducing aerosol generation.

GC 761-6 restriction

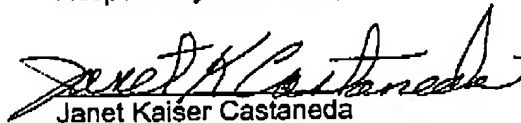
US Serial No. 10/626,125
Page 2

The restriction to a single species of enzyme is traversed under MPEP 806.05(j), 806.04(b) and 806.04(f); because, among other things, the enzymes are capable of being used together (see page 11, 13 of the specification), the enzymes are connected in operation under the disclosure; and the claims recited limitations that are disclosed for multiple enzymes. The claims are not limited to the enzymes themselves, but to their inclusion in formulations that have polymers to reduce enzyme aerosol generation.

Applicants reserve the right to file subsequent applications claiming the non-elected subject matter and do not waive any of their rights or abandon any non-elected subject matter. Applicants have fully and completely responded to the Office Action and have made the required election with traverse. This application is now in order for early action.

Respectfully submitted,

Date: May 30, 2006


Janet Kaiser Castaneda
Registration No. 33,228

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